



17 October 2005

# Oversight Hearing

## Subcommittee on Energy and Resources

**Paul Sankey**

Research Analyst  
(+1) 212 250-6137  
paul.sankey@db.com

### House Government Reform Sub-Committee on Energy and Resources

Oversight Hearing: "Petroleum Refineries: Will Record Profits Spur Investment in New Capacity"

#### Synopsis

The current situation in US oil and gas can be seen in the context of a fulcrum point. The 20th Century was one in which the US economy was driven by abundant cheap domestic oil and gas. The 21st century will be driven by scarcer, more expensive, imported oil. The current priorities of US consumers and politicians are lagging the realities of the future, which are all too visible in the present energy crisis. US refining is a symptom of the problems faced, rather than a cause. Consumers and politicians are living in a past 20th Century in which the US was the largest producer of oil and gas in the world, and oil and gas were cheap enough to fuel voracious energy demand, for example in excessively heavy, over-large private vehicles, or SUVs. That cheap energy era has gone, and with a lack of coherent political policy to address US energy demand, we are in the hands of the market.

From a policy standpoint, given the future for the US is higher cost oil and gas, it would be better to address demand, which, if it could be reduced, would alleviate the problems of US refining. Instead, policy is fragmented but broadly works to encourage more supply and the continuation of cheap prices, that do not reflect the true cost of oil in terms of the wars and environmental costs that are ultimately caused. However, to repeat, policy is currently so fragmented that we are at the mercy of the market.

Will high margins generate more investment in US refining? Yes, as long as the government stays out of the way. Expect a high priced, volatile environment as the market adjust itself to the new reality. Remember that the market will attack the weak and helpless first. Economic and financial pain in the near term – this winter – should be severe. Demand and supply will likely revert to balance over time. Even if policy is rapidly addressed on the supply side, shortage of parts and labour mean nothing effective at a nationwide level can be done within 2-3 years, not least because the refining industry is already investing.

### Industry Announcement

#### Deutsche Bank Securities Inc.

All prices are those current at the end of the previous trading session unless otherwise indicated

Deutsche Bank does and seeks to do business with companies covered in its research reports. Thus, investors should be aware that the firm may have a conflict of interest that could affect the objectivity of this report.

Investors should consider this report as only a single factor in making their investment decision.

Independent, third-party research (IR) on certain companies covered by DBSI's research is available to customers of DBSI in the United States at no cost. Customers can access this IR at <http://equities.research.db.com>, or call 1-877-208-6300 to request that a copy of the IR be sent to them.

DISCLOSURES AND ANALYST CERTIFICATIONS ARE LOCATED IN APPENDIX 1

# US refining & record profits

---

## Background

It is an honor to be here to address this most august of institutions at this critical time, not only for US, but also for global, energy supply.

My name is Paul Sankey, I am the lead oil stock analyst at Deutsche Bank. My professional energy experience dates from 1990, when I joined the International Energy Agency (IEA) in Paris three weeks before Saddam Hussein invaded Kuwait. The recent emergency IEA drawdown of oil inventory to provide post-Katrina oil to the United States is the first emergency drawdown since that invasion in 1990, giving you an idea of the crisis environment we are now in.

After the IEA I moved to Edinburgh, Scotland, to be a managing consultant at Wood Mackenzie, the global oil industry advisor. My specialization was global gas and particularly liquid natural gas (LNG). Last year I addressed a Joint Economic Committee hearing on that subject.

In 2000 I became a stock analyst at Deutsche Bank (DB), and now work at 60 Wall Street, advising on equity investment in the global oil and gas industry.

The question here today is: "Petroleum Refineries: Will Record Profits Spur Investment in New Capacity?". Given that conventional economic wisdom would provide a simple one word answer to that question, namely "Yes", it is perhaps more pertinent to first examine **why** we are asking such a simple question at all, and secondly add the more important and difficult to answer qualifier, namely **"When and/or how** will record profits spur investment?"

---

## Will investment in new capacity be spurred?

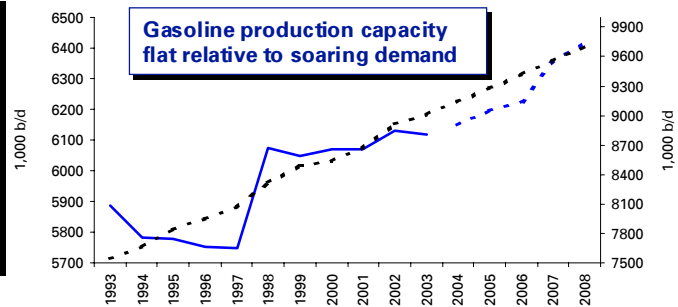
Why are we asking? Because the latest view is that the problems of the US regarding oil stem from a lack of refining capacity. This is true on a short term basis, but the problems in US refining are symptomatic of a far bigger problem regarding the US and oil, namely that demand for cheap oil is huge, cheap oil is running out, the last barrels are heavier in grade and more sulphurous "sourer" and therefore more difficult to refine, yet US politicians have mandated ever lighter "sweeter" products with less sulphur and more complex grades. After years of excess capacity, which led to investment restraint, demand has now exceeded supply and solving the problem immediately is simply not possible. The net conclusion is that high prices and tight markets are here to stay, arguably not only for the 3-4 years it will take to add capacity, but also on a 50 and 100-year view.

US politicians only reflect the average consumer, who wants, by priority, low energy prices, from secure diverse sources, with high environmental restrictions to reduce environmental impacts that result from cheap energy.

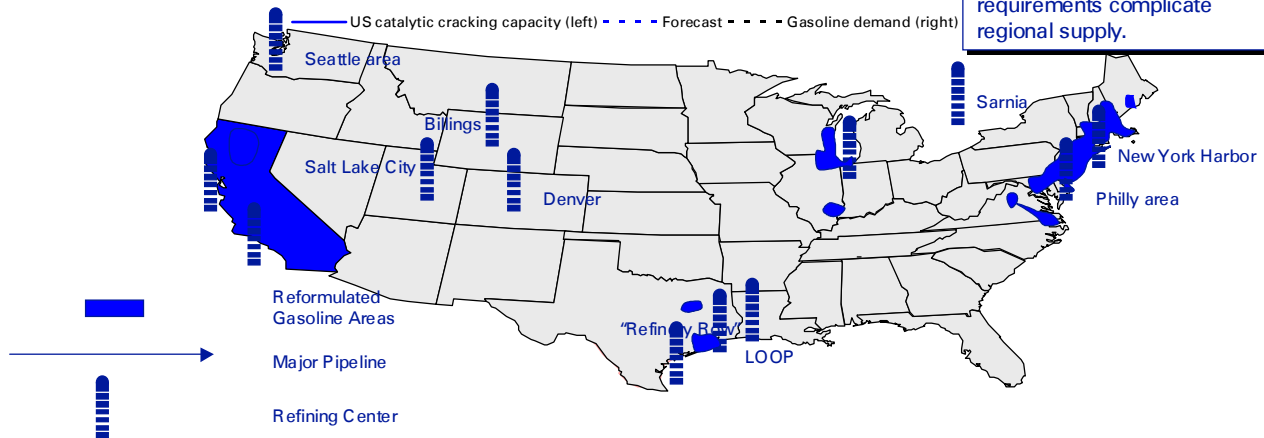
**Figure 1: US environmental requirements tighten the market**

**Sulfur removal**  
Gasoline to 120ppm in 2004, 90ppm 2005 and 30ppm 2006; Diesel to 15ppm 2006. Refiners lighten crude slate - and widen light crude price premium to heavy grades - to meet rather than invest in desulfurization.

**Gasoline production capacity flat relative to soaring demand**



**MTBE bans**  
California, New York, Connecticut - MTBE is an oxygenate gasoline additive used to meet fuel specs; replacement is ethanol (corn based), which is good on octane but not volatility, so need another 100kb/d gasoline to offset removal of volatile components. Further, patchwork gasoline requirements complicate regional supply.



Source:

The net trailing result of that paradoxical combination has been 20 years of low energy prices because of low taxes, a need to move to less and less secure sources of supply as a result of strong demand growth, and a reduction in investment in US refining because of low margins and high regulation.

The prioritization of cheap energy supply above all has totally under-priced oil and gas in terms of its growing scarcity from secure sources and its environmental impact. The current prioritization of cheap - i.e. low tax - energy as a government priority is a function of the following::

- First, of supply side principle from Republicans and
- Second, bitter experience from Democrats, who suffered as a result of government attempts to price energy better to reflect its cost, and address the demand side of the equation. The Democrats were undone by the market in 1979/1980 which reacted sharply to extremely high prices with lower demand and sustained supply growth.

The logical and simple solution to almost all the energy problems that the United States faces is to tax oil, and particularly gasoline, to reflect better its true cost. Governments have been quick to tax smoking with a view to its cost to society, no wars have been fought over cigarettes. European and Asian governments have taxed gasoline to reflect its true cost. But in the United States, that has not been done.

The importance of the US car industry within this equation should not be underestimated, and again the market is violently solving the paradox. SUVs have driven excessive and unproductive oil consumption to the point where they have forced oil prices higher, therefore

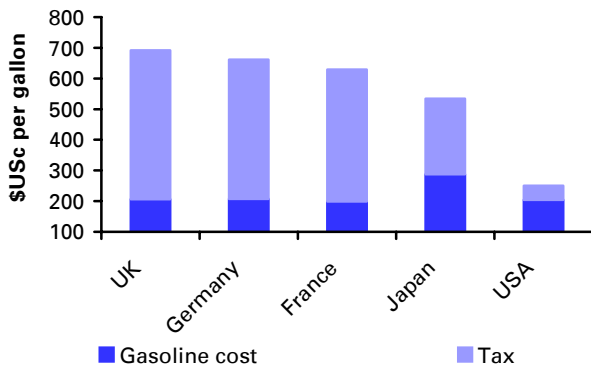
destroying demand for SUVs. The SUV manufacturers have had a last gasp "employee discount" giveaway of vehicles, but the sales trend is collapsing. The question now is how the government deals with the grave resultant problems of the US auto industry.

It is the various vested interests at work here that make the US political environment regarding energy so fragmented and contradictory. The most simple solution of higher gasoline tax is seen as political suicide. Any debate on energy quickly breaks into sub-interest groups arguing their corner, with the net effect that no coherent policy emerges. This essentially leaves the US energy market to its own devices.

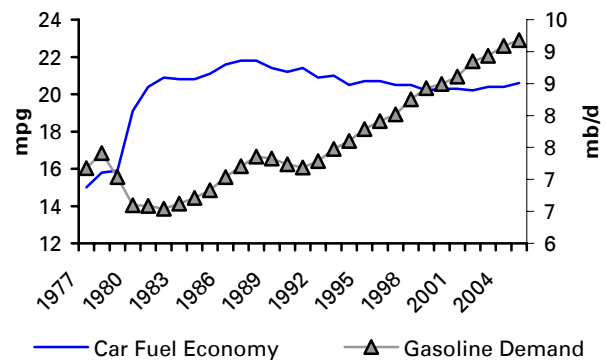
So the key backdrop here is that the net effect of political intervention has been to reduce refining investment by attempting to patch over environmental impact of the voracious use of gasoline by US consumers who have paid extremely low prices for an increasingly scarce and difficult to obtain commodity.

**Figure 2: US gasoline is cheap**

**...and so demand growth is strong and efficiency poor**



Source: IEA



Source: API

We take the view that US political consensus regarding oil is so fragmented that effectively there will not be any coherent policy outside of crisis management. With a Republican White House, the net moves made are likely to encourage supply, which effectively make the long term problems worse.

However there is an even worse idea, which is a windfall profit tax. Politicians did absolutely nothing to help the US refining industry when it was almost bankrupt, as recently as 2002, and yet are now formulating taxes that will directly serve to under-mine investment in US refining going forward. Our strong view is that if government intervention is really necessary, it should be to address the demand side (gently), rather than further complicate the supply side of the equation.

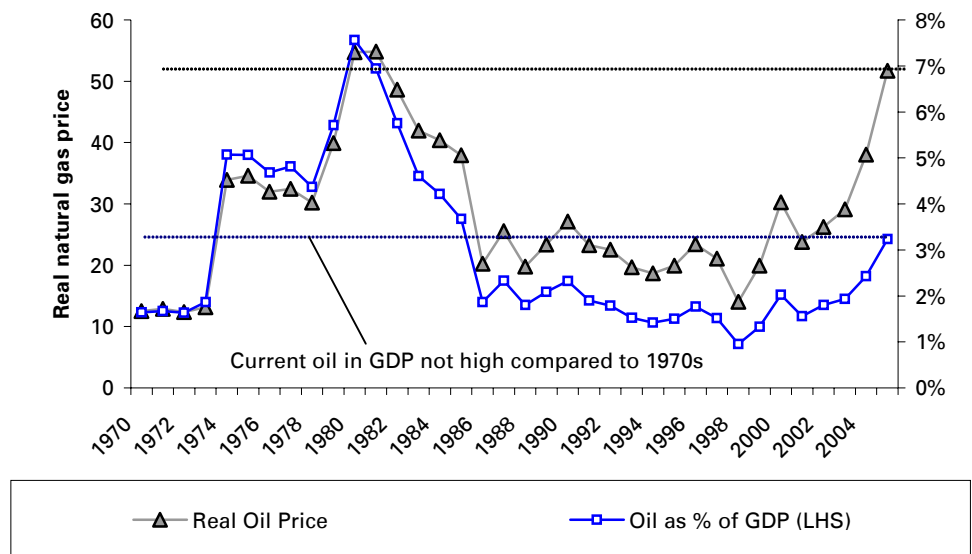
On balance, we think that given fragmentation and vested interest, the free market will work out the problems of US oil and gas, and by extension refining. The simple fact is that it is too late for coherent intervention, and the market is now on top of the situation. A free market might be seen as a positive, and relative to a government-managed market it most likely is. However it should be kept in mind that the market will solve problems with brutal efficiency at times, it will take the weak, helpless and poor first, and that is essentially the current environment in which we find ourselves.

### Refining is not really the issue, oil supply and demand is...

Refining in the US may be tight on a short-term basis, but as recently as 2002 US refining was in over-capacity. In fact US refining tightness is a symptom rather than a cause, and should be considered in terms of the long term energy cycle which commenced in the modern era in the 1970s.

If we examine the current situation in terms of a 30 year cycle, and in terms of the economic impact of high oil prices and nervous geopolitics on US energy supply and demand, we can see that although current prices in real terms are approaching the levels seen during the energy crises of the 1970s, in fact oil as a percentage of GDP remains at a relatively far lower level that it was then. Current gasoline prices give US citizens "sticker shock" but do not have the same impact on their pocket book, or their behavior, as the price of the 1970s did. Therefore we find that US gasoline consumption is much more robust in the face of high prices now than it was back then.

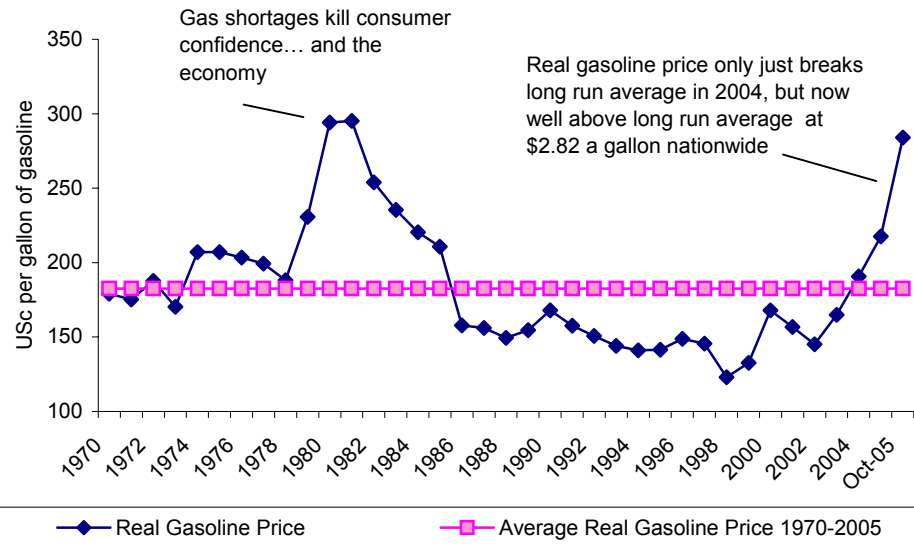
**Figure 3: Oil in GDP**



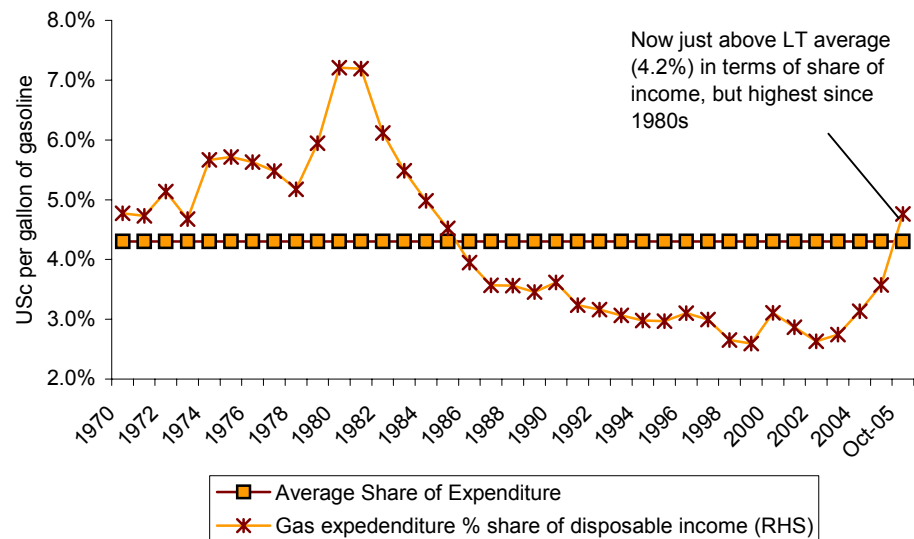
Source: DB, EIA, BLS

This has confounded predictions that oil demand would start falling as prices rose above \$30 a barrel, as it did back then. Not only do consumers now spend relatively less on oil, but their consumption of it is now more or less only for staple use, transport (and heat). This is because the easy substitution of oil, for example in power generation, was undertaken in the 1970s and 1980s, and reduced economic dependence on oil. It also reduced oil use to its most staple un-substitutable use: in the internal combustion engine for use in transport. The net effect is we are less affected by high oil prices now, and the money we spend on oil is for a staple use, that of transport. Marginal choice of vehicle may change towards more efficient cars, in fact we think this will be a 21st century mega-trend that may solve our problems, but oil, specifically gasoline, will remain a staple requirement of life, and the US

consumer will likely cut discretionary spending elsewhere, before abandoning their car, quite simply because they have no choice but to drive.

**Figure 4: Gasoline prices in long term context**

Source: API

**Figure 5: But not so punitive in terms of average income**

Source: API

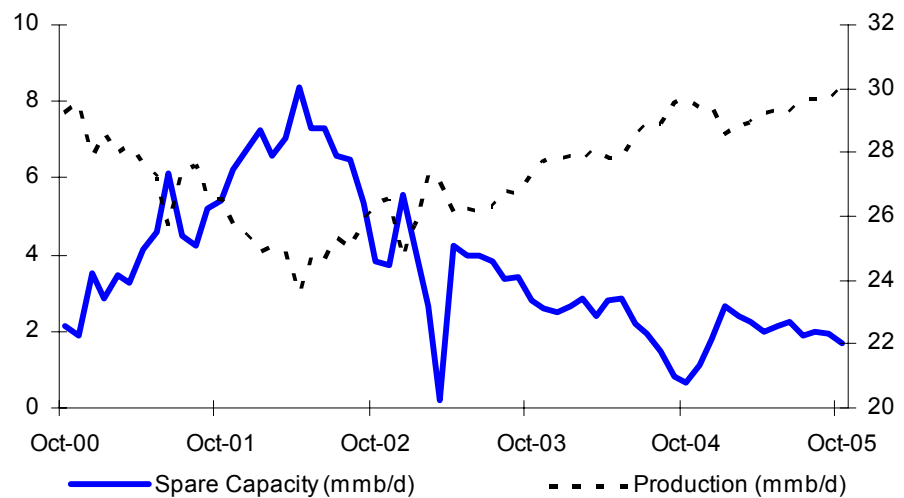
So demand has surpassed expectations, with the US economy accelerating its growth earlier this year in a \$50/bbl oil environment. It has taken a move to a \$65 environment to impact demand, and we at Deutsche Bank think that US demand still may be surprising with its strength, with data heavily distorted by hurricanes making certainty impossible. We believe that high oil prices will negatively affect poorer consumers, but that the current situation is manageable based on the long term view of how onerous current prices are against income. The concern is that prices may well move higher.

That leads us to the answer to the question "Why are we questioning whether high profits will cause refining investment?" Because elasticities are not working as they have previously. We, and the US refining industry, have been surprised by the strength of supply and the weakness of demand. The US oil industry has been caught scrambling.

We have highlighted that the economy is less dependent on oil and its use is now staple, which explains the demand part of the equation. However the supply side is less well understood. The simple fact is that in this latest cycle, the supply and demand reaction that was expected from \$30+ oil has not happened at all to the extent expected, keeping in mind for example that OPEC had previously set a price band (in 1999) of \$20-\$30 oil. The reason for the *upper* limit was that higher than \$30 oil was seen as likely to encourage supply and discourage demand.

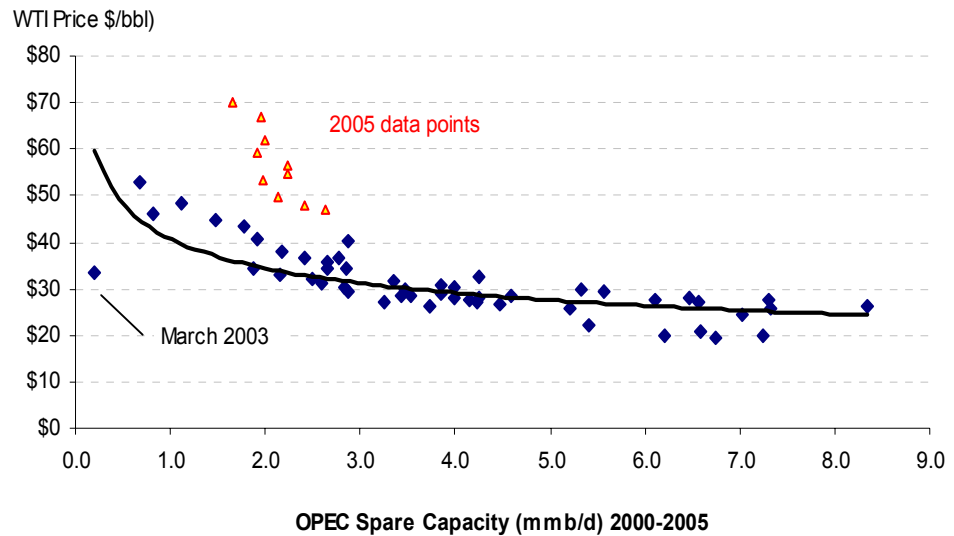
Why has supply not reacted? First, in greenfield oil exploration terms, there is no correlation between major exploration success and high prices. The major finds of Non-OPEC oil were in the late 1960s and early 1970s at low prices, and again in the late-1990s in the deepwater, again at low prices. Basically finding a major oil field is always profitable, and companies will always attempt to do it. Now, oil companies are quite clear that they would not do more exploration more at \$50 oil than they would at \$20, because of a lack of prospects in accessible places. They are doing everything they can and price makes no difference.

**Figure 6: OPEC spare capacity falls .....**



Source: OPEC, Bloomberg, DOE



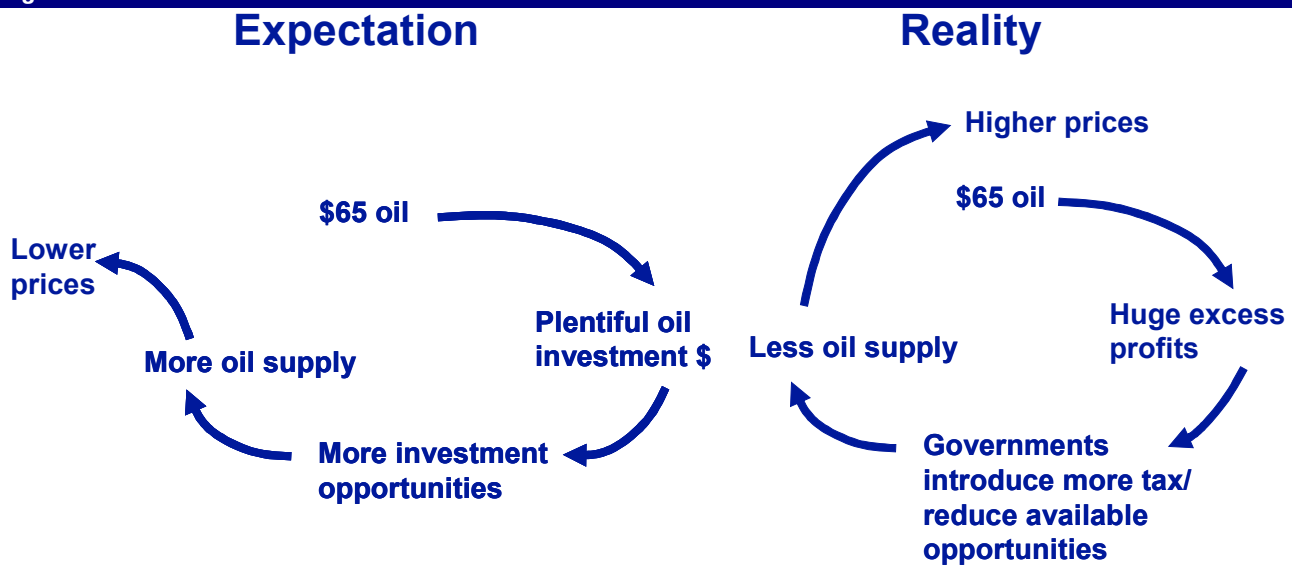
**Figure 7: ...which drives a nervous market still higher, but demand keeps coming**

Source: OPEC, Bloomberg, DOE

Basically, demand growth for oil has long since out-stripped available domestic supply and effectively left the remaining resource in less friendly places, either in geological, geographical or geopolitical terms. The effect of not taxing US gasoline has been that now American consumers pay a direct tax not to their own treasury but rather to non-democratic governments with fundamentally different belief systems from the US, leading to a paradoxical need to engage these nations as allies. Every American is tragically aware of how dreadfully that complex and paradoxical engagement can end.

Even then, consumers may not realize how serious the situation is. Oil and gas is now imported from more-or-less hostile countries, many of whom have been offended by US foreign policy over the past 50 years. Again, the politicians tend towards the prioritization of cheap energy over more long term solutions. And again, because of the fragmentation of political policy into vested interest, there are multiple foreign policy paradoxes and problems caused by oil: for example a democratically elected Christian president of a neighboring country with vast oil and gas reserves is treated as an enemy of the USA. A distant non-democratic aggressively non-Christian country with a poor human rights record is accorded the status of primary ally. Both provide major imports. To further illustrate, regarding the first example, I suggested to policy makers here in Washington that in a coherent energy policy, Venezuela should be the single biggest ally of the US. "Yes, but what about the Miami vote?" was the response. Short term political imperatives govern long term policy sense.

Figure 8:



Source: DB

Equally, **now that the remaining oil is in less friendly places, the response when prices are very high are not as might be expected. \$70 oil reduces the international opportunity set.** At \$70 oil the opportunity set for major US oil companies is reduced, because countries such as Venezuela, Saudi Arabia, and Russia are made powerful by oil dollars with strong finances and no need for international oil capital. In fact the response to \$70 oil tends to be to increase taxes and keep the majority of opportunities for the state company. The best recent example of this was Russia's major increase in oil production taxes and nationalization of Yukos as ExxonMobil was attempting to buy it. The major opportunities in Venezuela, Kazakhstan, and Nigeria came when oil prices were low, when host governments were critically short of money, and foreign oil company investment was desperately needed. In the current price environment, US foreign oil companies find less opportunities and higher tax.

Additionally, the host governments manage the oil system themselves rather than leave it to a more efficient foreign oil company. The net effect is that at high oil prices less competent management takes over and produces less, not more oil. Furthermore it is fundamentally in a government's interest to produce less oil for more money, to conserve its long term resource, rather than more oil for today's price even if is less, which is how a company will behave, to maximize current revenue and returns. So there is less production from state governments at high prices.

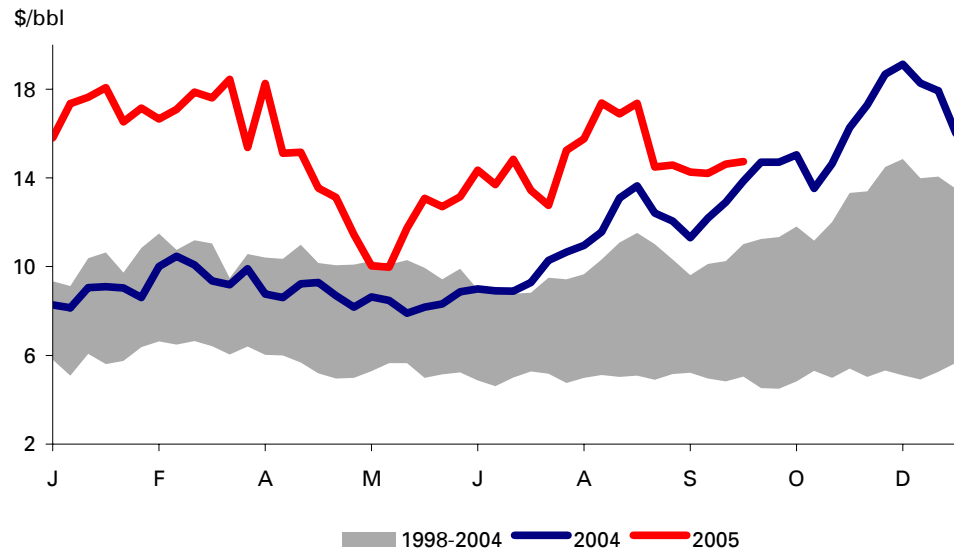
Finally, as host governments close up, the companies are forced to move to where the remaining opportunities are, and they begin to compete against each other, therefore raising costs. The major remaining huge, attractive opportunities are in deepwater, LNG, Canadian heavy oil, and Qatar. Every major oil company is now aggressively pursuing this remaining opportunity set and effectively raising costs by tightening labor costs, raw material costs, acquisition costs and bidding aggressively to win business. Obviously higher upstream oil costs feed through to consumers.

From a US refining investment standpoint, this lack of international opportunities means that crude supply is tight and we are moving to the final barrels available globally. That has widened the spread of price between a light sweet crude such as US domestic West Texas Intermediate, and a heavy sour crude such as Mexico's Maya. ***This has greatly improved***

**profitability for those sophisticated refiners who have invested in capability to upgrade heavy crudes (which are relatively much cheaper) into light products.**

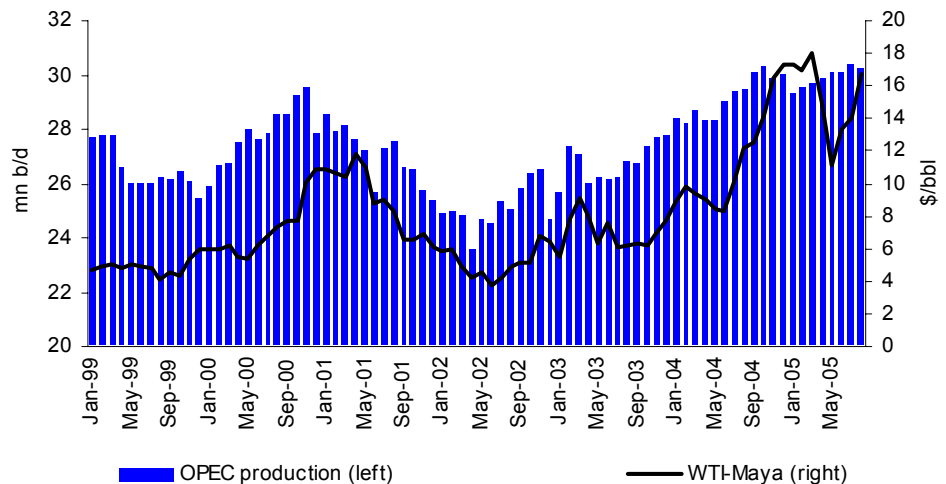
Almost all US refiners are currently undertaking investments or considering investments to take advantage of this differential. **It is the key tightness of oil markets that leads the Saudis to claim that there is plenty of crude available but no takers. The barrels the Saudis are making available are heavy sourer barrels for which there is currently insufficient spare capacity to process in the US.** The US refining industry is now undertaking almost as much investment as is physically possible to meet this market opportunity. There is certainly little capacity to do more.

**Figure 9: Spread between heavy and light crudes 1998-2005**

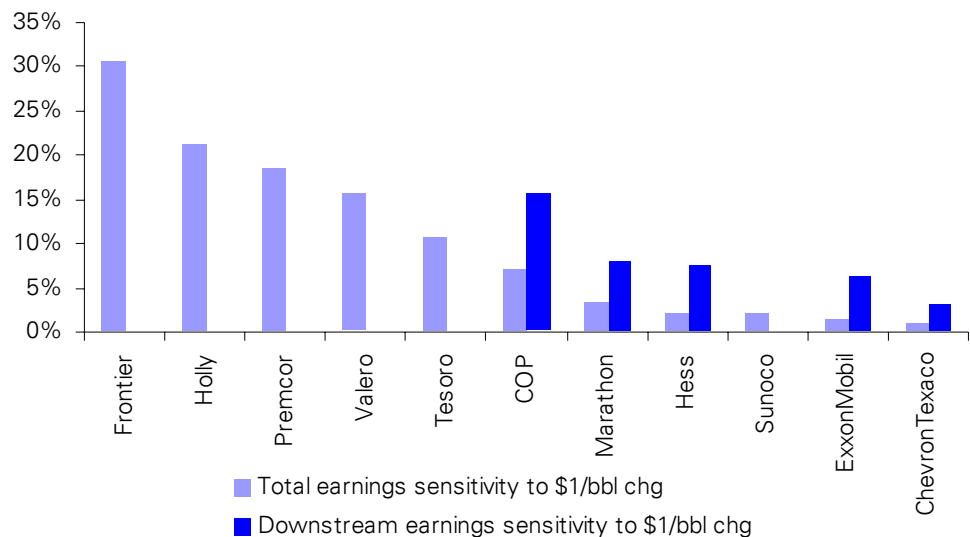


Source: Bloomberg

**Figure 10: As OPEC production rises, so the differential light/heavy gets wider**



Source: DOE, OPEC, Bloomberg

**Figure 11: As the light heavy widens, sophisticated refiners make more money**

Source: DB estimates

### Oil supply and demand is met by imports from risky places...

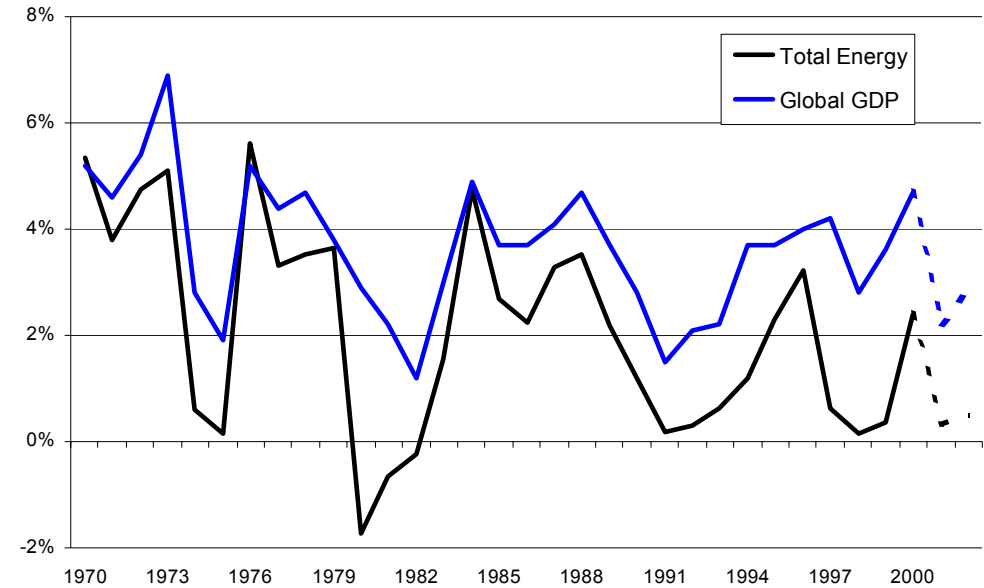
Further to our view of global oil supply, the global concentration of oil supply into less friendly places is the answer to the question of "how well is the U.S. positioned to compete for crude oil and refined petroleum products in comparison to other global market participants?", we would say "probably worse", because you are now heavily dependent on countries that are not necessarily your friends. European and Japanese consumers were more import dependent during the 1970s and moved away from imported oil. The US is still in the import ascendancy, and reliant on countries where geopolitical relations are poor.

Besides Venezuela, the most vivid example of this is the rise to power as President of Iran one of the leaders of the 1979 US Embassy siege, who has already raised the specter of oil as a weapon in response to pressure over nuclear development. Keep in mind that the oil in Iraq is essentially also now Iranian-, specifically Shia-, controlled.

Another recent example in reference to reliance on import of refined products is the problems of a lack of control of those sources. Specifically of the French, the biggest source of US gasoline from Europe, have recently suffered both port and refinery strikes (and continue to do so).

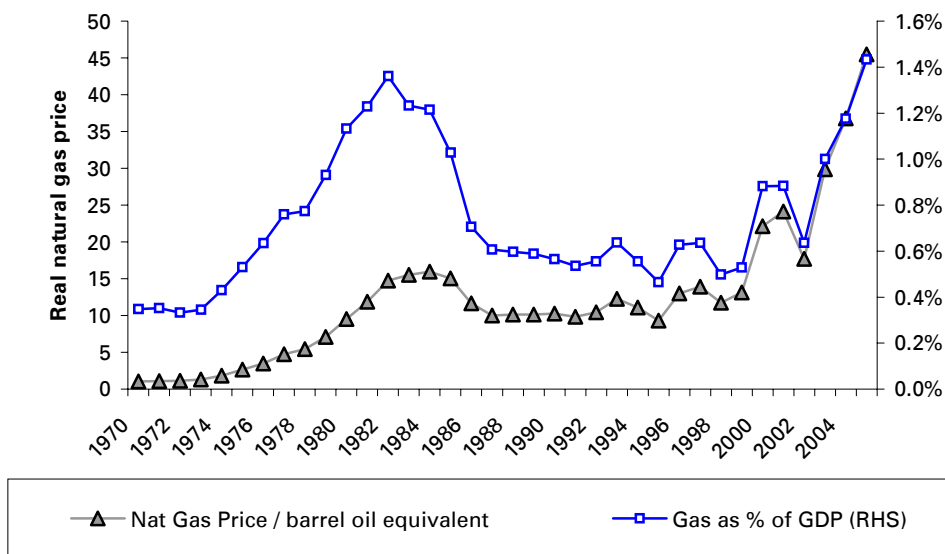
### What will the economic impact be?

Given that on the supply side we are in an environment where high oil prices are feeding higher oil prices, as governments are empowered to act against you. Because of the lack of opportunity and supply response, we now look to the demand side to soften or even fall to resolve the problem. Hopefully that will be as a result of slightly less demand and slightly more supply, but the futures market is now pricing \$60+ oil for the foreseeable future, which implies future problems. Energy demand is correlated to GDP, so that the implication is that without a supply response, which we are not getting, we are looking for a recession to force lower oil prices by cutting demand, and we will continue to see higher energy prices until we get one.

**Figure 12: Global GDP vs energy demand**

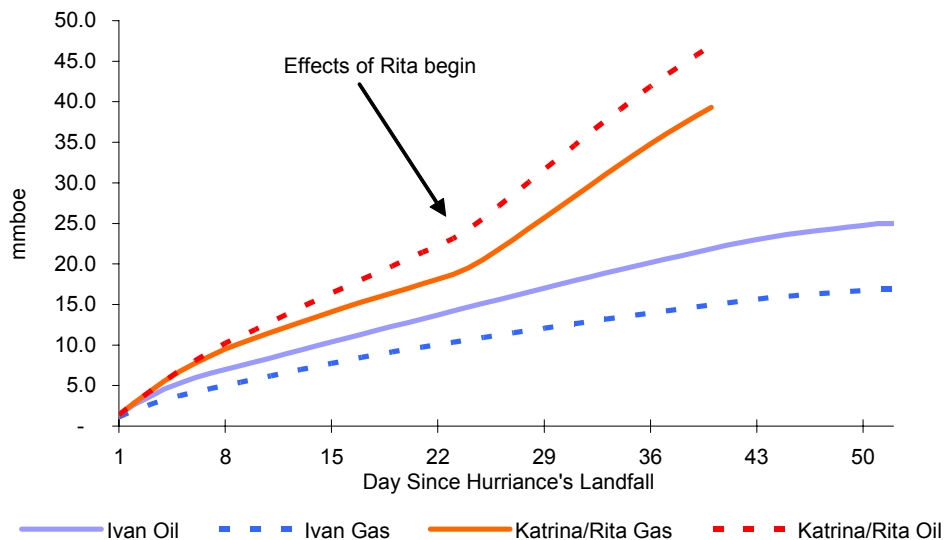
Source: DOE, World Bank

One major economic problem area is natural gas, which fits the theme of the secular shift between cheap oil 20<sup>th</sup> century to expensive oil 21<sup>st</sup> century perfectly. The major substitution of global energy in the 1970s and early 1980s was into abundant natural gas. Now, natural gas has become the most scarce part of the US energy equation. We are moving to quite unprecedented natural gas prices in this country, having hit \$14 per mmbtu on the NYMEX we effectively hit the celebrated \$100 per barrel (of oil equivalent). In natural gas, we at DB characterize the situation right now to be a full scale emergency. Why? Because in oil, you have the strategic petroleum reserve, the IEA, and the overall ability to import more supply. In natgas, there is no SPR, there is no IEA, and there is currently a global shortage of LNG which is not available to import. This country uses around 20 mb/d of oil and around 10 mb/d (oil equivalent) of natural gas, and we are headed towards winter.

**Figure 13: Natural gas in GDP moves to unprecedented levels**

Source: EIA, BLS

The economic impact has been severe, with force majeure declared at the natural gas market clearing point of Henry Hub, and many industrial facilities shut by 8 BCF/D of lost production in a 60 BCF/D market. The natural gas impact on refining is also considerable. Not only is natural gas an input fuel, which raises costs, but also natural gas competes with distillate, an oil product. When there is no natural gas at cheap prices, the market moves to consume distillate, which raises oil prices and refining margins. Again, this highlights that the problems in US energy are multi-faceted.

**Figure 14: Hurricanes destroy Katrina and Rita US oil supply**

Source:

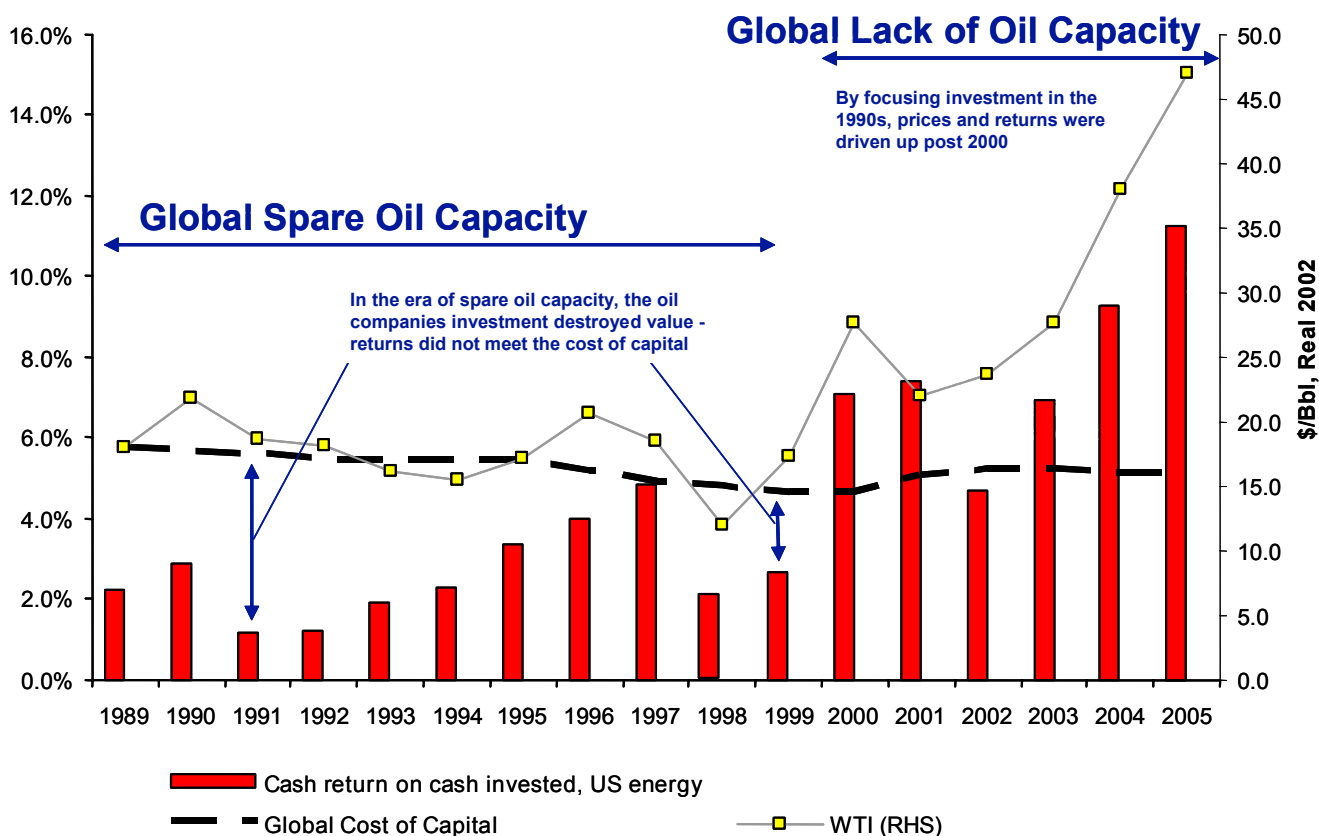
It is important that during the recent huge spike in gasoline prices as a result of hurricanes, the major oils DID NOT pass through the full cost of gasoline to consumers, but rather took losses at the pump in order to reduce the impact on consumers and lessen the potential for government intervention.

## When and how will the investment take place?

So why has US refining become so tight in this equation? Again, the answer lies in the long term development of the oil industry this time in the context of the past 30 years. When demand reacted sharply to high oil prices in 1979/80, it did so into an upsurge in investment by oil companies. The last greenfield refinery was built in the US in 1976. Refining capacity was abundant particularly as oil demand began to fall in 1979/80, until **by 1986 the entire world oil industry had 100% spare capacity**. In that year, as the oil price fell from \$30/bbl to \$10/bbl, OPEC was producing around 11 mb/d of oil, with around 11 mb/d of idle capacity. The world oil tanker business was in crisis, with un-needed tankers parked offshore Athens looking for trade. US refining was at 60% utilization rates, or approximately 100% spare capacity. Four LNG terminals built here in the US were stranded, empty. The oil industry was heavily over-staffed, and an exodus commenced into other industries. Through the 1990s, the oil industry was aggressively consolidated, with a major reduction in staff, for example through the Exxon-Mobil and other mergers.

From 1986 onwards, the world oil business remained in crisis, with around \$18 oil, barring a spike in 1990, and a fundamental excess of capacity through to 2000. When looked at in terms of returns against the cost of capital, as illustrated in this chart, we can see that the S&P500 oil companies failed to meet the cost of capital for the entire post-1986 period until 2000. In other words, the companies cost of capital, which was around 6% ex-growth during this period, returned around 4%. This is also known as value destruction. And so the oil industry and particularly US refining became a deeply unpopular place to invest, and the engineers moved to Silicon Valley to generate the tech boom.

**Figure 15: Oil investment returns over the past 20 years – suddenly better**

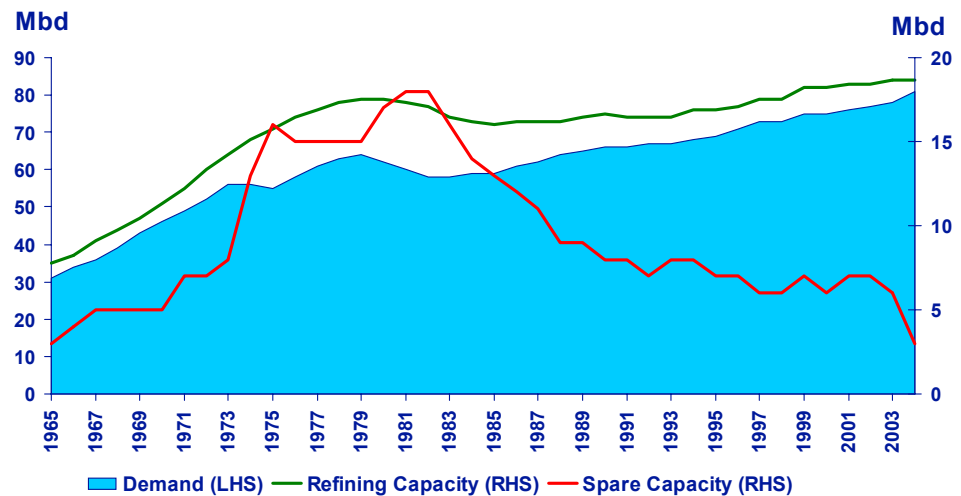


Source: DB, Nymex

In 1991, BP missed its dividend. That was the low point for an industry which from that moment, as illustrated on the chart, began to drive up its returns, by means of investment discipline, cost cutting, and focus on returns. Having had many years of windfall profits in the 1970s and early 1980s, the industry had become fat. At this time excess capacity in the global oil industry, including US refining, was gradually driven out, as the market starved capital from these unprofitable businesses. As illustrated on the chart, during the 1990s, although the real oil price was falling, real returns in the industry were being driven up, and almost made the cost of capital in 1997. However the Asian demand crisis caused two further bad years for the industry, until a combination of global GDP growth and tighter capacity allowed for \$30+ oil in 2000/2001 and strong refining margins.

The demand shock post 9-11 once again destroyed earnings power, and the refiners had a very poor year in late 2002 through 2003. However in reality the industry had fundamentally tightened all elements of the energy chain, so that in 2004, which saw the strongest year for global GDP growth since 1976, or since the prior cycle, suddenly all elements of the energy chain, having been rationalized over the previous 20 years, were tight, and prices began to rise rapidly.

**Figure 16: Global refining spare capacity**



Source: Wood Mackenzie

This driving out of spare capacity and prioritization of returns has massively reduced the potential of the global oil industry to react to the current tightness in markets. A key point is that staff and expertise are not available to add capacity as fast as needed. In areas where capacity can easily be added, such as oil tankers and US LNG regasification, it is being added extremely quickly. Equally US refiners are moving rapidly to address the opportunity set as best they can. Government intervention in US refining investment is likely to compete negatively through the “crowding out” effect of government investment discouraging private investment.

At this stage, there are no major plans for greenfield refining capacity additions, partly because of permitting difficulty, partly because **it is far cheaper to add capacity at existing sites** (around \$10,000 per barrel vs. \$15,000 for a greenfield refinery). partly from a shortage of labour and expertise, as a function of the tightening of excess capacity over the past 20 years. We do not expect greenfield refinery additions to impact the market within the next four years.



**What could go right/wrong?**

The biggest fear of the refining bull is sudden demand destruction which has the effect of adding spare capacity rapidly. Examples of a potential shock would be another terrorist event that reduces aviation, Avian flu, which in the shape of SARS dramatically reduced Chinese and Asian oil demand for one quarter in 2003, or a major financial crisis or even depression bought on by a collapse in the property bubble. Why would oil play into this? Because as the US imports more and more oil, especially for use inefficiently such as in excessively heavy SUVs, the current account deficit of imports over exports is widened, this weakens the dollar, and causes oil prices to be higher in dollar terms, which leads more dollars to be spent on oil, so perpetuating the cycle. Again, the response should be in lower demand, but so far that is not happening to the extent necessary.

---

**What does the market think?**

The best investors on Wall St call the trend ahead of its development, and sell into its realization. A key sign that the top has been reached is when the government begins to get involved. Historically, the government is extremely quick to intervene because of the industry's deep history of monopolistic behavior (we are thinking here of Standard Oil around 100 years ago), and there remains a deep suspicion of high profits in oil and gas. However this is now one of the most tightly regulated and examined industries globally.

This combination is noxious to investors. A cyclical industry that has years of low profits alleviated by boom years that immediately attract government intervention, with a tough environmental backdrop is not an attractive recipe.

This may be the top for US refining, however the market is already pricing this. US refining stocks have some of the lowest multiples of any equity investments. Where as the overall market trades on a price to earnings multiple of around 18x, Valero Energy, the largest US refiner, is currently forecast by us at DB to make over \$15 in earnings next year, and is currently trading right around \$100 per share, giving an forward P/E of just 6.7x. This tells us that the market is fundamentally negative on the long term prospects for sustained excess profitability in this industry, firstly because of the likelihood of over-investment if the market is allowed to work its course, and secondly because of the prospect of government intervention if excess profits are recorded. A stock analyst being asked to address a forum such as this in Washington only confirms the market's worst fear that the industry will remain subject to government intervention at times of high profits, and only left alone when times are bad. Hence the low multiples.

# Appendix 1

## Important Disclosures

Additional information available upon request

Disclosure checklist			
Company	Ticker	Recent price	Disclosure
ExxonMobil	XOM.N	58.64 (USD) 13 Oct 05	6,7,8,13,14,15
Chevron	CVX.N	59.48 (USD) 13 Oct 05	6,7,8,13,14,15,17
Valero Energy	VLO.N	101.27 (USD) 13 Oct 05	6,8,13,15,17

6. Deutsche Bank and/or its affiliate(s) owns one percent or more of any class of common equity securities of this company calculated under computational methods required by US law.
7. Deutsche Bank and/or its affiliate(s) has received compensation from this company for the provision of investment banking or financial advisory services within the past year.
8. Deutsche Bank and/or its affiliate(s) expects to receive, or intends to seek, compensation for investment banking services from this company in the next three months.
13. Deutsche Bank and/or its affiliate(s) holds a trading position, as that term is defined by German law, in shares of the company whose securities are subject of the research.
14. Deutsche Bank and/or its affiliate(s) has received non-investment banking related compensation from this company within the past year.
15. This company has been a client of Deutsche Bank Securities Inc. within the past year, during which time it received non-investment banking securities-related services.
17. Deutsche Bank and or/its affiliate(s) has a significant Non-Equity financial interest (this can include Bonds, Convertible Bonds, Credit Derivatives and Traded Loans) where the aggregate net exposure to the following issuer(s), or issuer(s) group, is more than 25m Euros.

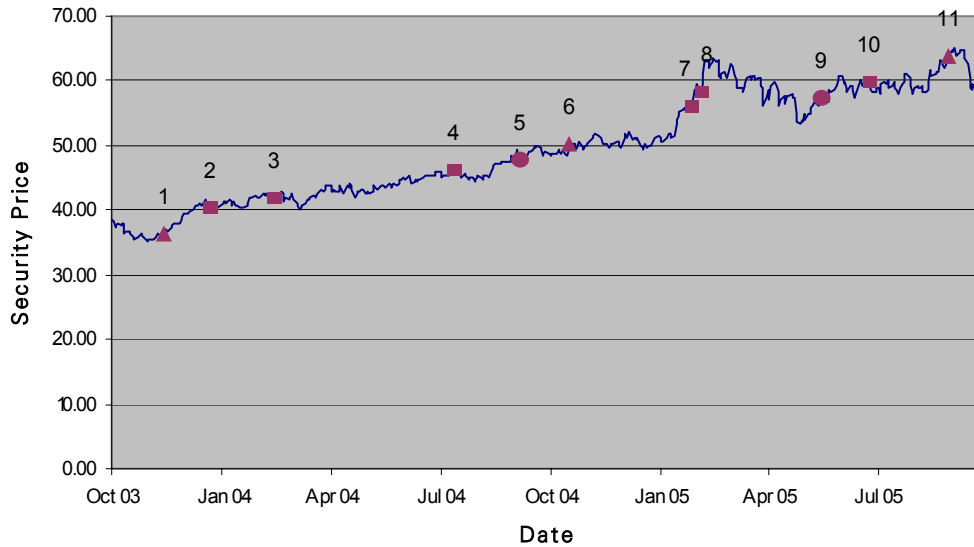
**For disclosures pertaining to recommendations or estimates made on securities other than the primary subject of this research, please see the most recently published company report or visit our global disclosure look-up page on our website at <http://equities.research.db.com>.**

## Analyst Certification

The views expressed in this report accurately reflect the personal views of the undersigned lead analyst(s) about the subject issuer and the securities of the issuer. In addition, the undersigned lead analyst(s) has not and will not receive any compensation for providing a specific recommendation or view in this report. Paul Sankey

**Historical recommendations and target price: ExxonMobil (XOM.N)**

(as of 10/14/2005)

Previous Recommendations

Strong Buy  
Buy  
Market Perform  
Underperform  
Not Rated  
Suspended Rating

Current Recommendations

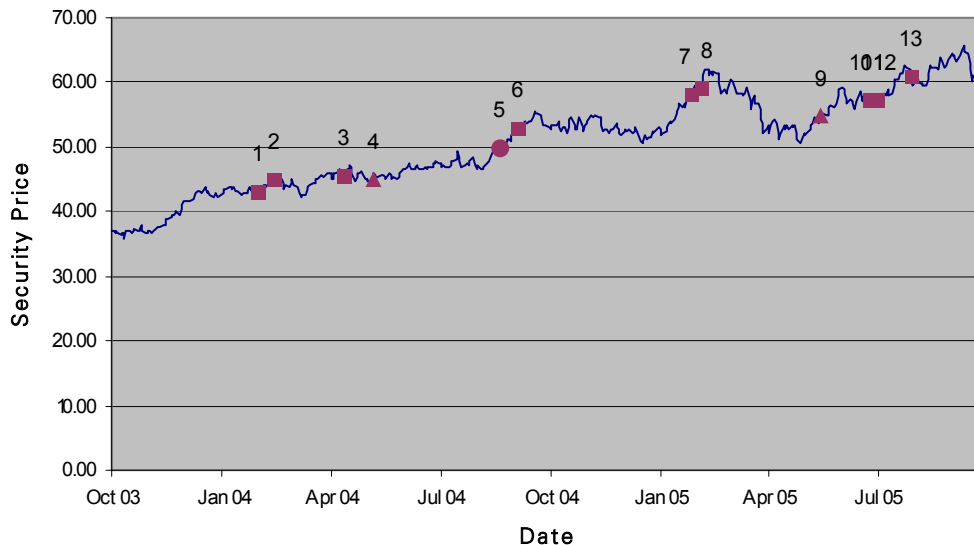
Buy  
Hold  
Sell  
Not Rated  
Suspended Rating

\*New Recommendation Structure  
as of September 9, 2002

- |  |  |
|--|--|
| 1. 12/1/2003: Upgrade to Buy                               | 7. 2/13/2005: Buy, Target Price Change USD60.00              |
| 2. 1/9/2004: Buy, Target Price Change USD44.00             | 8. 2/22/2005: Buy, Target Price Change USD67.00              |
| 3. 3/3/2004: Buy, Target Price Change USD46.00             | 9. 6/2/2005: Downgrade to Hold, Target Price Change USD62.00 |
| 4. 7/30/2004: Buy, Target Price Change USD51.00            | 10. 7/11/2005: Hold, Target Price Change USD69.00            |
| 5. 9/23/2004: Downgrade to Hold, USD51.00                  | 11. 9/16/2005: Upgrade to Buy, Target Price Change USD75.00  |
| 6. 11/4/2004: Upgrade to Buy, Target Price Change USD55.00 |  |

**Historical recommendations and target price: Chevron (CVX.N)**

(as of 10/14/2005)

Previous Recommendations

Strong Buy  
Buy  
Market Perform  
Underperform  
Not Rated  
Suspended Rating

Current Recommendations

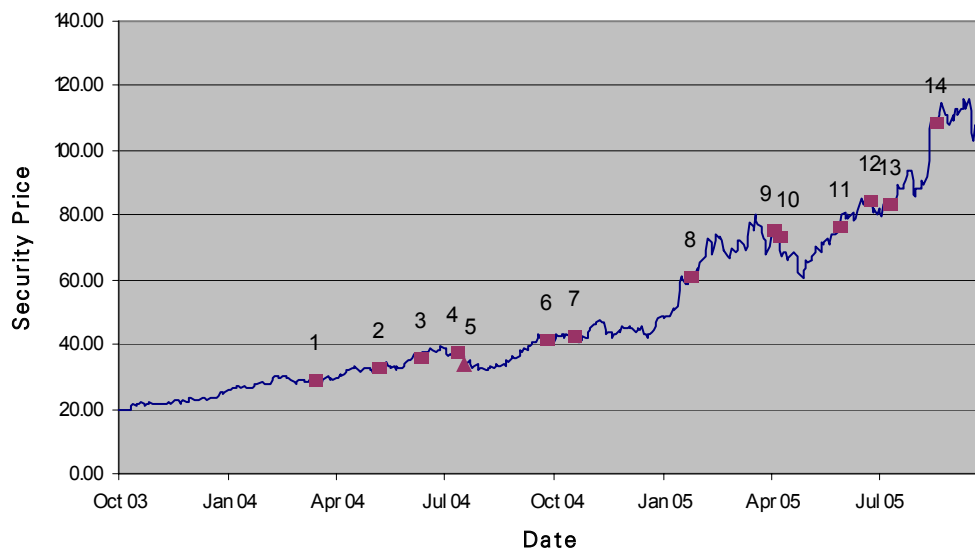
Buy  
Hold  
Sell  
Not Rated  
Suspended Rating

\*New Recommendation Structure  
as of September 9, 2002

- |  |   |
|--|---|
| 1. 2/18/2004: Hold, Target Price Change USD75.00           | 8. 2/22/2005: Hold, Target Price Change USD65.00          |
| 2. 3/3/2004: Hold, Target Price Change USD85.00            | 9. 6/2/2005: Upgrade to Buy, Target Price Change USD67.00 |
| 3. 4/30/2004: Hold, Target Price Change USD90.00           | 10. 7/12/2005: Buy, Target Price Change USD70.00          |
| 4. 5/24/2004: Upgrade to Buy, Target Price Change USD99.00 | 11. 7/13/2005: Buy, Target Price Change USD72.00          |
| 5. 9/7/2004: Downgrade to Hold, USD99.00                   | 12. 7/19/2005: Buy, Target Price Change USD70.00          |
| 6. 9/22/2004: Hold, Target Price Change USD50.00           | 13. 8/16/2005: Buy, Target Price Change USD75.00          |
| 7. 2/13/2005: Hold, Target Price Change USD55.00           |   |

**Historical recommendations and target price: Valero Energy (VLO.N)**

(as of 10/14/2005)

Previous Recommendations

Strong Buy  
Buy  
Market Perform  
Underperform  
Not Rated  
Suspended Rating

Current Recommendations

Buy  
Hold  
Sell  
Not Rated  
Suspended Rating

\*New Recommendation Structure  
as of September 9, 2002

1. 4/1/2004: Hold, Target Price Change USD63.00	8. 2/10/2005: Buy, Target Price Change USD72.00
2. 5/24/2004: Hold, Target Price Change USD67.70	9. 4/22/2005: Buy, Target Price Change USD82.00
3. 6/28/2004: Hold, Target Price Change USD75.00	10. 4/26/2005: Buy, Target Price Change USD86.00
4. 7/29/2004: Hold, Target Price Change USD80.00	11. 6/16/2005: Buy, Target Price Change USD88.00
5. 8/5/2004: Upgrade to Buy, USD80.00	12. 7/11/2005: Buy, Target Price Change USD96.00
6. 10/12/2004: Buy, Target Price Change USD48.00	13. 7/28/2005: Buy, Target Price Change USD104.00
7. 11/4/2004: Buy, Target Price Change USD49.00	14. 9/5/2005: Buy, Target Price Change USD165.00

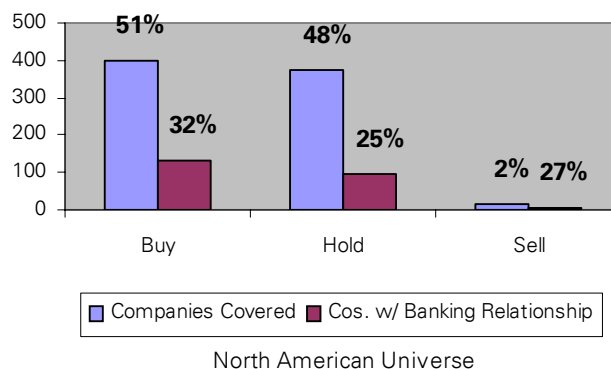
**Equity rating key****Equity rating dispersion and banking relationships**

**Buy:** Total return expected to appreciate 10% or more over a 12-month period

**Hold:** Total return expected to be between 10% to -10% over a 12-month period

**Sell:** Total return expected to depreciate 10% or more over a 12-month period

The target prices of shares mentioned in the accompanying text are based on the assumed investment horizon of 12 months. If company notes are published on these shares in the future, the target prices mentioned in the subsequent notes will have priority.



## Regulatory Disclosures

### Disclosures required by United States laws and regulations

See company-specific disclosures above for any of the following disclosures required for covered companies referred to in this report: acting as a financial advisor, manager or co-manager in a pending transaction; 1% or other ownership; compensation for certain services; types of client relationships; managed/comanaged public offerings in prior periods; directorships; market making and/or specialist role.

### The following are additional required disclosures:

**Ownership and Material Conflicts of Interest:** DBSI prohibits its analysts, persons reporting to analysts and members of their households from owning securities of any company in the analyst's area of coverage.

**Analyst compensation:** Analysts are paid in part based on the profitability of DBSI, which includes investment banking revenues.

**Analyst as Officer or Director:** DBSI policy prohibits its analysts, persons reporting to analysts or members of their households from serving as an officer, director, advisory board member or employee of any company in the analyst's area of coverage.

**Distribution of ratings:** See the distribution of ratings disclosure above.

**Price Chart:** See the price chart, with changes of ratings and price targets in prior periods, above, or, if electronic format or if with respect to multiple companies which are the subject of this report, on the DBSI website at

<http://equities.research.db.com>.

### Additional disclosures required under the laws and regulations of jurisdictions other than the United States

The following disclosures are those required by the jurisdiction indicated, in addition to those already made pursuant to United States laws and regulations.

**Analyst compensation:** Analysts are paid in part based on the profitability of Deutsche Bank AG and its affiliates, which includes investment banking revenues

**Australia:** This research, and any access to it, is intended only for "wholesale clients" within the meaning of the Australian Corporations Act.

**Germany:** See company-specific disclosures above for (i) any net short position, (ii) any trading positions (iii) holdings of five percent or more of the share capital. In order to prevent or deal with conflicts of interests Deutsche Bank AG has implemented the necessary organizational procedures to comply with legal requirements and regulatory decrees. Adherence to these procedures is monitored by the Compliance-Department.

**EU:** A general description of how Deutsche Bank AG identifies and manages conflicts of interest in Europe is contained in our public facing policy for managing conflicts of interest in connection with investment research.

**Hong Kong:** See <http://equities.research.db.com> for company-specific disclosures required under Hong Kong regulations in connection with this research report. Disclosure #5 includes an associate of the research analyst. Disclosure #6, satisfies the disclosure of financial interests for the purposes of paragraph 16.5(a) of the SFC's Code of Conduct (the "Code"). The 1% or more interests is calculated as of the previous month end. Disclosures #7 and #8 combined satisfy the SFC requirement under paragraph 16.5(d) of the Code to disclose an investment banking relationship.

**Japan:** See company-specific disclosures as to any applicable disclosures required by Japanese stock exchanges, the Japanese Securities Dealers Association or the Japanese Securities Finance Company.

**United Kingdom:** Persons who would be categorized as private customers in the United Kingdom, as such term is defined in the rules of the Financial Services Authority, should read this research in conjunction with prior Deutsche Bank AG research on the companies which are the subject of this research.

## Deutsche Bank Securities Inc.

### North American locations

#### Deutsche Bank Securities Inc.

60 Wall Street  
New York, NY 10005  
(212) 250 2500

#### Deutsche Bank Securities Inc.

225 Franklin Street  
25<sup>th</sup> Floor  
Boston, MA 02110  
(617) 988 8600

#### Deutsche Bank Securities Inc.

222 West Adams Street  
Suite 1900  
Chicago, IL 60606  
(312) 424 6000

#### Deutsche Bank Securities Inc.

3033 East First Avenue  
Suite 303, Third Floor  
Denver, CO 80206  
(303) 394 6800

#### Deutsche Bank Securities Inc.

1735 Market Street  
24<sup>th</sup> Floor  
Philadelphia, PA 19103  
(215) 854 1546

#### Deutsche Bank Securities Inc.

101 California Street  
46<sup>th</sup> Floor  
San Francisco, CA 94111  
(415) 617 2800

### International locations

#### Deutsche Bank Securities Inc.

60 Wall Street  
New York, NY 10005  
United States of America  
Tel: (1) 212 250 2500

#### Deutsche Bank AG London

1 Great Winchester Street  
London EC2N 2EQ  
United Kingdom  
Tel: (44) 20 7545 8000  
Fax: (44) 20 7545 6155

#### Deutsche Bank AG

Große Gallusstraße 10-14  
60272 Frankfurt am Main  
Germany  
Tel: (49) 69 910 41339

#### Deutsche Bank AG

Deutsche Bank Place  
Level 16  
Corner of Hunter & Phillip Streets  
Sydney, NSW 2000  
Australia  
Tel: (61) 2 8258 1234  
Fax: (61) 2 8258 1400

#### Deutsche Bank AG

Level 55  
Cheung Kong Center  
2 Queen's Road Central  
Hong Kong  
Tel: (852) 2203 8888  
Fax: (852) 2203 6921

#### Deutsche Securities Limited

Tokyo Branch  
Level 20, 2-11-1 Nagatacho  
Sanno Park Tower  
Chiyoda-ku, Tokyo 100-6171  
Japan  
Tel: (81) 3 5156 6701  
Fax: (81) 3 5156 6700

## Global Disclaimer

The information and opinions in this report were prepared by Deutsche Bank AG or one of its affiliates (collectively "Deutsche Bank"). The information herein is believed by Deutsche Bank to be reliable and has been obtained from public sources believed to be reliable. With the exception of information about Deutsche Bank, Deutsche Bank makes no representation as to the accuracy or completeness of such information.

This published research report may be considered by Deutsche Bank when Deutsche Bank is deciding to buy or sell proprietary positions in the securities mentioned in this report.

For select companies, Deutsche Bank equity research analysts may identify shorter-term opportunities that are consistent or inconsistent with Deutsche Bank's existing, longer-term Buy or Sell recommendations. This information is made available on the SOLAR stock list, which can be found at <http://equities.research.db.com>.

Deutsche Bank may trade for its own account as a result of the short term trading suggestions of analysts and may also engage in securities transactions in a manner inconsistent with this research report and with respect to securities covered by this report, will sell to or buy from customers on a principal basis. Disclosures of conflicts of interest, if any, are discussed at the end of the text of this report or on the Deutsche Bank website at <http://equities.research.db.com>.

Opinions, estimates and projections in this report constitute the current judgement of the author as of the date of this report. They do not necessarily reflect the opinions of Deutsche Bank and are subject to change without notice. Deutsche Bank has no obligation to update, modify or amend this report or to otherwise notify a reader thereof in the event that any matter stated herein, or any opinion, projection, forecast or estimate set forth herein, changes or subsequently becomes inaccurate, except if research on the subject company is withdrawn. Prices and availability of financial instruments also are subject to change without notice. This report is provided for informational purposes only. It is not to be construed as an offer to buy or sell or a solicitation of an offer to buy or sell any financial instruments or to participate in any particular trading strategy in any jurisdiction. The financial instruments discussed in this report may not be suitable for all investors and investors must make their own investment decisions using their own independent advisors as they believe necessary and based upon their specific financial situations and investment objectives. If a financial instrument is denominated in a currency other than an investor's currency, a change in exchange rates may adversely affect the price or value of, or the income derived from, the financial instrument, and such investor effectively assumes currency risk. In addition, income from an investment may fluctuate and the price or value of financial instruments described in this report, either directly or indirectly, may rise or fall. Furthermore, past performance is not necessarily indicative of future results.

Unless governing law provides otherwise, all transactions should be executed through the Deutsche Bank entity in the investor's home jurisdiction. In the U.S. this report is approved and/or distributed by Deutsche Bank Securities Inc., a member of the NYSE, the NASD, NFA and SIPC. In Germany this report is approved and/or communicated by Deutsche Bank AG Frankfurt authorised by Bundesanstalt für Finanzdienstleistungsaufsicht. In the United Kingdom this report is approved and/or communicated by Deutsche Bank AG London, a member of the London Stock Exchange and by the Financial Services Authority; regulated by the Financial Services Authority for the conduct of investment business in the UK. This report is distributed in Hong Kong by Deutsche Bank AG, Hong Kong Branch, in Korea by Deutsche Securities Korea Co. and in Singapore by Deutsche Bank AG, Singapore Branch. In Japan this report is approved and/or distributed by Deutsche Securities Limited, Tokyo Branch. **Additional information relative to securities, other financial products or issuers discussed in this report is available upon request.** This report may not be reproduced, distributed or published by any person for any purpose without Deutsche Bank's prior written consent. Please cite source when quoting.